

**TEXAS WORKERS' COMPENSATION COMMISSION
QUESTION/RESOLUTION LOG
PREPARED BY CUSTOMER SERVICES**

DATE REC'D	QUESTION/PROBLEM	DATE ANS'D	RESOLUTION
<p>2-22-06 06-06</p>	<p>Section 408.027 of the Act provides that a health care provider (HCP) shall “submit” a claim for payment to the insurance carrier not later than the 95th day after the date on which the health care services are provided to the injured employee.</p> <p>Please define “submit”.</p> <p>Is the submission date under this section the date the HCP SENDS the medical bill or the date the carrier RECEIVES the bill?</p>	<p>2-22-06</p>	<p>The term “submit” is used in the same manner as the term “sent”.</p> <p>Rule 102.4(h) provides the following instructions to determine when documents are sent:</p> <p>(h) Unless the great weight of evidence indicates otherwise, written communications shall be deemed to have been sent on:</p> <ul style="list-style-type: none"> (1) the date received, if sent by fax, personal delivery or electronic transmission or, (2) the date postmarked if sent by mail via United States Postal Service regular mail, or, if the postmark date is unavailable, the later of the signature date on the written communication or the date it was received minus five days. If the date received minus five days is a Sunday or legal holiday, the date deemed sent shall be the next previous day which is not a Sunday or legal holiday.